

THE STATE OF KANSAS



KANSAS DEPARTMENT OF AGRICULTURE  
Adrian J. Polansky, Secretary of Agriculture

DIVISION OF WATER RESOURCES  
David L. Pope, Chief Engineer

**APPLICATION FOR GENERAL PERMIT  
Pipeline Crossing or Buried Cable**

OBSTRUCTIONS IN STREAMS  
K.S.A. 82a-301 - 305a (as amended July 1, 2002)

WATER STRUCTURE NUMBER \_\_\_\_\_  
(For Office Use Only)

ENVIRONMENTAL COORDINATION ACT NUMBER \_\_\_\_\_  
(For Office Use Only)

Application is hereby made for written consent or permit of the Chief Engineer, Division of Water Resources, by (PLEASE TYPE OR PRINT CLEARLY):

1. **Owner:** \_\_\_\_\_

Agent: \_\_\_\_\_

Title: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_

Telephone No.: \_\_\_\_\_ FAX No.: \_\_\_\_\_

2. **Designer:** \_\_\_\_\_

Firm: \_\_\_\_\_

Contact Person: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_

Telephone No.: \_\_\_\_\_ FAX No.: \_\_\_\_\_

For Office Use Only: Code _____ Fee \$ _____ TR # _____ Receipt Date _____ Check # _____
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### 3. Determination of eligibility for General Permit

#### *Instructions*

Effective September 22, 2000, the Chief Engineer adopted rules and regulations providing for General Permits for certain types of projects that require permits under the provisions of K.S.A. 82a-301 *et seq.* This worksheet can be used to determine if a project qualifies for a General Permit under the provisions of K.A.R. 5-46-4 which applies only to pipelines and buried cables crossing streams.

A General Permit requires the applicant to provide less information than a standard permit application requires. In addition, the processing time for a General Permit is generally shorter than the time required for a standard permit application. The requirements for a project to qualify for a General Permit are significant.

To determine if a project qualifies for a General Permit, complete the worksheet on the following page. If the completed worksheet indicates that the project qualifies for a General Permit, complete this application form, sign where indicated on the final page, and send the following items to the Division of Water Resources:

- This application (signed on the final page)
- Required fee (see final page for fee schedule)
- Location map
- Any other information you wish to provide in support of the application

**If any item on the completed worksheet indicates that the project does not qualify for a General Permit, you must make application using DWR Form 2-100, Application for Permit; Dams, Stream Obstructions and Channel Changes.**

*Worksheet for General Permit Eligibility Determination*

Is the pipeline or cable buried sufficiently to prevent exposure?

For the Arkansas, Kansas, and Missouri Rivers, is the pipeline or cable buried 7 feet or more below the stream bed? For all other streams, is the pipeline or cable buried 5 feet or more below the stream bed?

Yes

No – Does not qualify for General Permit

Is the pipeline or cable buried far enough into the banks to allow for some stream meandering without exposure of the pipeline or cable?

Yes

No – Does not qualify for General Permit

Are the channel and banks to be restored to natural conditions as nearly as possible?

Yes

No – Does not qualify for General Permit

Will surplus excavated material be disposed of in a manner that will not obstruct the channel or act as a levee?

Yes

No – Does not qualify for General Permit

Is the drainage area greater than 50 square miles?

Yes

No – Does not require a permit at all  
PROVIDED all of the questions above  
have been answered 'Yes'

NOTE: If you answered "No" to any of the questions in the worksheet except the last one, you must make application using DWR Form 2-100, Application for Permit; Dams, Stream Obstructions and Channel Changes, even if the drainage area above your project is less than 50 square miles.

**4. Description of proposed construction:**

Site Name: \_\_\_\_\_

\_\_\_\_\_

Further description: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

5. **Legal description of location** (use intersection of project centerline and stream centerline):

\_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of the \_\_\_\_\_ Quarter of Section \_\_\_\_\_, Township \_\_\_\_\_ South, Range \_\_\_\_\_ East/West (circle one), \_\_\_\_\_ County, Kansas, across, along, or in (stream or watercourse name): \_\_\_\_\_

Additional description: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

6. **Attach copies of Environmental Reviews, Assessments or Impact Statements, letters of comment and other pertinent information to the Water Projects Environmental Coordination Act, K.S.A. 82a-325 to 327, as amended. The following information should be provided in consultation with biologists, archaeologists, foresters or other professionals.**

a. The project will (check all that apply):

- |  |  |
|--|--|
| _____ fill a channel   | _____ fill or drain deep pools                         |
| _____ remove gravel, sand or silt bars   | _____ disturb or endanger historic sites or structures |
| _____ fill or drain a wetland  | _____ inundate a stream                                |
| _____ create deep pools  | _____ affect threatened and endangered species         |
| _____ relocate a channel   | _____ widen a channel                                  |
| _____ remove streamside vegetation, including _____ acres of trees and _____ acres of vegetation |  |

b. Describe actions planned to minimize the project impact:

Describe any vegetative strip planned: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Describe erosion control measures to be used during construction: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Describe mitigation or replacement of environmental impacts or values: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Project work will be halted and the Kansas State Historical Society contacted when historical sites or artifacts are encountered: \_\_\_\_\_ Yes or \_\_\_\_\_ No

Describe other planned activities: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

7. **Progress of construction (check the appropriate line and enter requested date):**

\_\_\_\_\_ Construction has begun or been completed. Started or completed (circle one): \_\_\_\_/\_\_\_\_/\_\_\_\_.

\_\_\_\_\_ Construction has not begun. Planned date to begin construction: \_\_\_\_/\_\_\_\_/20\_\_\_\_.

8. **By signing this application, I hereby warrant that the information contained in this application is true, correct and complete, and that I am the owner or I am authorized by the owner to make this application.**

Signature of Owner or Agent: \_\_\_\_\_

Date: \_\_\_\_\_ Title: \_\_\_\_\_

**I N S T R U C T I O N S**

- a. Incomplete applications will be returned to applicant. Make sure you have filled in all applicable blanks, signed the application, and included the required fee (see below). Materials listed in the instructions under item 3 must accompany the application for it to be complete.
- b. If the owner is a governmental entity, please identify the governmental unit responsible for construction and maintenance.
- c. Questions regarding environmental impacts may be referred to the following environmental review agencies:

Kansas Corporation Commission  
Kansas Dept. Of Health & Environment  
Kansas State Historical Society  
Kansas Dept. Of Wildlife and Parks

Kansas Biological Survey  
State Conservation Commission  
Kansas Forest Service

**FEE SCHEDULE**

effective July 1, 2002

<b>Applications for General Permit – Stream Obstructions and Channel Changes</b>		
	Pre-construction	Construction in Progress*
General permit	\$100	\$200

\*“Construction in progress” fees apply to projects where construction began before the project was approved by the Chief Engineer. These fees are in addition to any other penalties applicable under law.

Make checks payable to the **Kansas Department of Agriculture**

Mail application, check, and all supporting documents to:

Kansas Department of Agriculture  
Division of Water Resources  
109 SW 9<sup>th</sup> Street 2nd Floor  
Topeka KS 66612-1283  
Telephone: (785) 296-2933 Fax: (785) 296-4835